

FILED BY *AM* D.C.

UNITED STATES OF AMERICA

05 SEP 13 PM 4:47

v.

No. 05-20056-26-Ma

*1-CASE GROUP*  
CLERK, U.S. DISTRICT COURT  
WD OF TN, MEMPHIS

JOHN NELSON, JR.

**ORDER CONTINUING ARRAIGNMENT AND  
SPECIFYING PERIOD OF EXCLUDABLE DELAY UNDER THE SPEEDY TRIAL ACT**

The Defendant's counsel can not be present for the scheduled hearing on September 21, 2005. The Court finds that in the interests of justice, this matter be continued. Pursuant to the Speedy Trial Act, as set in 18 U.S.C. §3161(h)(8)(A), defendant's period of excludable delay may be granted if the ends of justice are served.

**The Arraignment is therefore continued and reset to Wednesday,  
September 21, 2005 @ 9:30a.m. in Courtroom #5, 3<sup>rd</sup> Fl. , Federal  
Building, 167 N. Main Street, Memphis, Tennessee.**

It is therefore ORDERED that the time period of 9/14/05 through, 9/20/05 be excluded from the time its imposed by the Speedy Trial Act for trial of this case, due to the interests of justice.

This 13<sup>th</sup> day of September, 2005.

*Diane K. Oscar*

UNITED STATES MAGISTRATE JUDGE



# Notice of Distribution

This notice confirms a copy of the document docketed as number 299 in case 2:05-CR-20056 was distributed by fax, mail, or direct printing on September 16, 2005 to the parties listed.

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Honorable Samuel Mays  
US DISTRICT COURT